THE HON'BLE MRS. JUSTICE T.MEENA KUMARI

&

THE HON'BLE MR. JUSTICE K .C. BHANU

WRIT PETITION NO : 27106 OF 2005

Dated 26-12-2005

Between :

Pathlavath Chinnibai, Chilakaluripeta, Guntur District.

PETITIONER.

AND :

1. The S.I. of Police, Ipuru Police Station, Venu Konda Circle, Guntur District and others.

RESPONDENTS

ORDER : (Per the Honourable Smt. Justice T.Meena Kumari)

This is a taken up writ petition on the telegram dated 16-12-2005 issued by the mother of the alleged detenu seeking a direction to the respondents to produce her son, who was taken away by the Sub-Inspector of Police along with staff of Ipuru Police Station on 06-12-2005 at 04-00A.M., by trespassing into her house, by using vulgar language and to set him at liberty forthwith.

First respondent filed the counter denying the allegations in the Telegram. It is stated in the counter that on receipt of notice from the Office of the Advocate General, A.P. Hyderabad, he enquired about the alleged detenu in all the police stations and noticed that the alleged detenu was arrested by the Police of Pattabhipuram Crime Police Station, Guntur District on 20-12-2005 in connection with a case in Cr.No.574 of 2005, registered for the offence under section 379 of I.P.C. Thereafter, he secured relevant records from the said Police Station. The records show that after complying all the formalities of arrest, the alleged detenu was produced before the learned VII Addl. Munsif Magistrate, Guntur, who remanded the alleged detenu to the judicial custody.

It is submitted across the Bar by the learned Advocate General that in view of enquiries made by the Sub-Inspector of Police, Ipuru about the alleged detenu and after completion of enquiries, he came to know that the alleged detenu was arrested by the Police of Pattabhipuram Crime Police Station, Guntur District on 20-12-2005 in connection with a case in Cr.No.574 of 2005 registered for the offence under section 379 of I.P.C. and thereafter, he secured relevant records from Pattabhipuram Police Station, which show that after complying with all the formalities of arrest, the alleged detenu was produced before the learned VII Addl. Munsif Magistrate, Guntur who remanded the alleged detenu to the judicial custody, the question of illegal detention does not arise.

In view of the submission made by the learned Advocate General and in view

of the averments made in the counter to the effect that the alleged detenu was produced before the learned VII Addl. Munsif Magistrate, Guntur, who remanded the alleged detenu to the judicial custody, We are of the view that no further orders are necessary in this writ petition.

In the result, this writ petition is dismissed. No costs.

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Justice T.MEENA KUMARI

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Justice K.C.BHANU

Date : 26-12-2005.

Dvs/Gurc

THE HON'BLE MRS. JUSTICE T.MEENA KUMARI

&

THE HON'BLE MR. JUSTICE K .C. BHANU

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WRIT PETITION NO : 27106 OF 2005

(Order delivered by the Honourable Smt. Justice T. Meena Kumari)

Dated 26-12-2005